

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>v.</b>	)	<b>3:96-CR-256-K</b>
	)	<b>(3:05-CV-1477-K)</b>
<b>RODNEY BERNARD ALLEN, #28935-077,</b>	)	
<b>Defendant/Movant.</b>	)	

**ORDER**

After making the independent review required by 28 U.S.C. § 636(b), the Court finds that the Findings, Conclusions and Recommendation of the Magistrate Judge are correct, and they are adopted as the findings and conclusions of the Court.

IT IS, THEREFORE, ORDERED that the Findings, Conclusions and Recommendation of the Magistrate Judge are ADOPTED and that the motion for leave to amend the § 2255 motion based on newly discovered evidence filed on December 14, 2005, is DENIED.

Signed this 16th day of January, 2006.

s/Ed Kinkeade  
ED KINKEADE  
UNITED STATES DISTRICT JUDGE